

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
DUBLIN DIVISION

FILED
U.S. DISTRICT COURT
AUGUSTA DIV.
2022 NOV 22 P 2:36

DEVON LEO PORTER,

Plaintiff,

v.

CV 322-074

WARDEN JERMAINE WHITE;
JACOB BEASLEY; VERONICA
STEWART; RICKY WILCOX; DOCTOR
DAVID CHENEY; TIMOTHY C. WARD;
ROBERT TOOLE; and TONJA KEITH,


Defendants.

ORDER

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed. (Doc. no. 16.) Accordingly, the Court **ADOPTS** the Report and Recommendation of the Magistrate Judge as its opinion and **DISMISSES** for failure to state a claim upon which relief may be granted: (1) the claims for deliberate indifference to serious medical need against Defendants White, Beasley, Stewart, Cheney, and Keith; (2) the failure to protect and conditions of confinement claims against all Defendants; and (3) the retaliation claim against Defendant White. As these are the only claims raised against Defendants White, Beasley, Stewart, Cheney, Ward, Toole, and Keith, the Court **DISMISSES** these Defendants from the case. The case shall proceed

against Defendant Wilcox as described in the Magistrate Judge's October 5, 2022 Order. (Doc. no. 10.)

SO ORDERED this 2nd day of November, 2022, at Augusta, Georgia.


UNITED STATES DISTRICT JUDGE